

RECEIVED  
CENTRAL FAX CENTER

MAY 02 2007

REMARKS

In response to the Office Action dated December 5, 2006, which was made final, subsequent to the filing of a Notice of Appeal, and prior to the submission of an Appeal Brief, no claims have been amended. Claims 1-33 remain in the application. Entry of the attached Terminal Disclaimer is requested.

In the Office Action dated December 5, 2006, claims 1-33 were provisionally rejected on the grounds of nonstatutory double patenting over claim 1 and 3-33 of copending Application No. 09/669,556.


Applicants' attorney submits herewith a Terminal Disclaimer in order to overcome these rejections. Applicants' attorney requests entry of the Terminal Disclaimer in order to eliminate these rejections from the appeal.

Respectfully submitted,

GATES & COOPER LLP  
Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, California 90045  
(310) 641-8797

Date: May 2, 2007

GHG/

By:   
Name: George H. Gates  
Reg. No.: 33,500